

Attorney's Docket No.: PUG.0056US (734)

PATENT

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below, next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

TECHNIQUE AND APPARATUS TO CONTROL THE RESPONSE OF A FUEL CELL
SYSTEM TO LOAD TRANSIENTS

the specification of which

X

is attached hereto.

was filed on 1/31/2001 as

United States Application Number 9,773,704

or PCT International Application Number

and was amended on

(if applicable)

RECEIVED
JAN 02 2003
TC 1700

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment referred to above. I do not know and do not believe that the claimed invention was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, and that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months (for a utility patent application) or six months (for a design patent application) prior to this application.

I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d), of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):Priority Claimed

Number	(Country)	(Day/Month/Year Filed)	Yes	No
Number	(Country)	(Day/Month/Year Filed)	Yes	No
Number	(Country)	(Day/Month/Year Filed)	Yes	No

I hereby claim the benefit under title 35, United States Code, Section 119(e) of the United States provisional application(s) listed below:

_____	_____
(Application Number)	(Filing Date)
_____	_____
(Application Number)	(Filing Date)

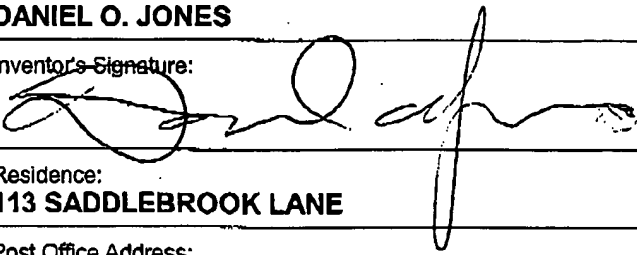
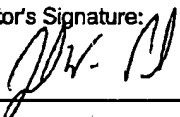
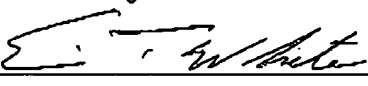
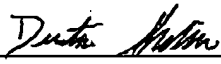
I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

_____	_____	_____
(Application Number)	Filing Date	(Status-patented, pending, abandoned)
_____	_____	_____
(Application Number)	Filing Date	(Status-patented, pending, abandoned)

I hereby appoint Fred G. Pruner, Jr., Reg. No. 40,779; Timothy N. Trop, Reg. No. 28,994; Dan C. Hu, Reg. No. 40,025; Howard R. Boyle, Reg. No. 29,617; and Rhonda L. Sheldon, Reg. No. 50,457, my patent attorneys, of TROP, PRUNER & HU, P.C., with offices located at 8554 Katy Freeway, Suite 100, Houston, TX 77024-1841, telephone (713) 468-8880; Daniel Beaty, Reg. No. 42,307, my patent attorney, of PLUG POWER, INC.; with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith.

Send correspondence to Fred G. Pruner, Jr., TROP, PRUNER & HU, P.C., 8554 Katy Freeway, Suite 100, Houston, TX 77024-1841 and direct telephone calls to Fred G. Pruner, Jr., (713) 468-8880.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole/First Joint Inventor: DANIEL O. JONES	
Inventor's Signature: 	Date: 12/9/02
Residence: 113 SADDLEBROOK LANE	Citizenship: USA
Post Office Address: GLENVILLE, NEW YORK 12302	
Full Name of Second Joint Inventor: JOHN PARKS	
Inventor's Signature: 	Date: 12/9/02
Residence: 4 CLOVERFIELD DRIVE	Citizenship: USA
Post Office Address: LOUDONVILLE, NEW YORK 12211	
Full Name of Third Joint Inventor: ERIC T. WHITE	
Inventor's Signature: 	Date: 12/12/02
Residence: 14 NIELSEN RD. 926 Township Rd, Altamont	Citizenship: USA
Post Office Address: 926 Township Rd, Altamont, NY 12009 P.O. BOX 166, GUILDERLAND CENTER, NEW YORK 12085	
Full Name of Fourth Joint Inventor: DUSTAN SKIDMORE	
Inventor's Signature: 	Date: 12/9/02
Residence: 108 25TH STREET	Citizenship: USA
Post Office Address: TROY, NEW YORK 12180	

PUG.0056US (734)